

**IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

UNITED STATES OF AMERICA

v.

**DON EUGENE SIEGELMAN,
PAUL MICHAEL HAMRICK,
GARY MACK ROBERTS, and
RICHARD M. SCRUSHY**

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CRIMINAL NO. 2:05-CR-119-MEF

**UNITED STATES' RESPONSE TO DEFENDANT HAMRICK'S MOTION FOR BILL
OF PARTICULARS**

COMES NOW the United States of America, by and through Louis V. Franklin, Sr., Acting United States Attorney for the Middle District of Alabama, and Andrew C. Lourie, Acting Chief of the Public Integrity Section of the Criminal Division of the United States Department of Justice, and hereby files its Response to Defendant Hamrick's Motion for Bill of Particulars (hereinafter, the "Motion"). In the Motion, Defendant Hamrick makes arguments and requests relief strikingly similar to the arguments made and relief sought by the other Defendants in their Motions for Bill of Particulars, Doc. #125, #126, and #142. This Court should deny the Motion because Defendant Hamrick, like the other Defendants, is attempting to use a bill of particulars for an improper purpose, namely to compel the United States to disclose its trial theories, strategies, and evidence it intends to present at trial. Moreover, this Court should deny the Motion because the United States has already provided Defendant via the second superseding indictment and discovery with more than enough information to fulfill the purposes of a bill of particulars. With his Motion, Defendant has embarked upon a fishing expedition and seeks to penetrate the government's trial camp under a guise of propriety. To support its position, the United States relies on and incorporates by reference as though fully set forth herein its original Response to Defendants' Motions for Bill of Particulars

previously filed with this Court, Doc. #162.

Respectfully submitted this the 6th day of March, 2006

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CERTIFICATE OF SERVICE

I hereby certify that on March 6, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record.

Respectfully submitted,

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